



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

License for Diversion and Use of Water

APPLICATION 11087

PERMIT 6431

LICENSE 3938

THIS IS TO CERTIFY, That United States - Six Rivers National Forest
117 Fourth Street
Eureka, California

has made proof as of July 15, 1953,
(the date of inspection) to the satisfaction of the State Engineer of California of a right to the use of the water of
3 unnamed springs in Humboldt County

tributary to Van Duzen River

for the purpose of domestic and fire protection uses
under Permit 6431 of the Department of Public Works and that said right to the use of said water has
been perfected in accordance with the laws of California, the Rules and Regulations of the Department of Public Works
and the terms of the said permit; that the priority of the right herein confirmed dates from June 28, 1945;
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed five thousand (5000) gallons
per day for domestic purposes or forty-five thousandths (0.045) cubic foot per
second total for domestic and fire protection purposes to be diverted from
January 1 to December 31 of each year, provided, however, that nothing herein
contained shall be construed as confirming in licensee any right, which shall be
good as against a subsequent appropriator, to an amount for fire protection purposes
in excess of what is reasonably necessary to maintain an adequate reserve in storage
for fire protection except when there exists an actual need thereof for fire fighting
use.

The points of diversion of such water are located as follows:
(1 and 2) North two thousand six hundred (2600) feet and west five thousand eight
hundred eighty (5880) feet from SE corner of Section 7, T 1 N, R 6 E, HB&M, being
within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12, T 1 N, R 5 E, HB&M.

(3) North two thousand one hundred eighty (2180) feet and east five thousand four
hundred sixty (5460) feet from SE corner of Section 7, T 1 N, R 6 E, HB&M, being
within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12, T 1 N, R 5 E, HB&M.

A description of the lands or the place where such water is put to beneficial use is as follows:

at Mad River Ranger Station within NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17, T 1 N, R 6 E, HB&M.

All rights and privileges under this license including method of diversion, method of use and quantity of water
diverted are subject to the continuing authority of the Department acting through the State Engineer in accordance
with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or
unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time
to time by the State Engineer.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein
specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Department.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property can not agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.



Witness my hand and the seal of the Department of Public
Works of the State of California, this 3rd
day of June, 19 54

A. D. EDMONSTON, State Engineer

By *Harvey O. Banks*
HARVEY O. BANKS
Assistant State Engineer

LICENSE 3938

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

LICENSE
TO APPROPRIATE WATER

ISSUED TO United States - Six Rivers National Forest

DATED

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STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 11087

PERMIT 6431

LICENSE 3938

ORDER CORRECTING DESCRIPTION OF POINTS OF DIVERSION

WHEREAS:

1. License 3938 was issued to United States-Six Rivers National Forest and was filed with the County Recorder of Humboldt County on June 17, 1954 and the County Recorder of Trinity County on June 24, 1954.
2. A request to correct the description of the points of diversion under said license has been filed with the State Water Resources Control Board.
3. The State Water Resources Control Board has determined that said correction in the description of the points of diversion will not initiate a new right nor operate to the injury of any other lawful user of the water and that good and sufficient cause has been shown for said correction.

NOW, THEREFORE, IT IS ORDERED THAT:

The points of diversion under License 3938 be described as follows:

- (1) North 2,200 feet and West 580 feet from the SE corner of Section 12, T1N, R5E, HB&M, being within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 12.
- (2) North 1,850 feet and East 1,150 feet from the SW corner of Section 7, T1N, R6E, HB&M, being within the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 7.

Dated: **SEPTEMBER 14 1982**

Raymond Walsh

Raymond Walsh, Chief
Division of Water Rights

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